



office petition

DAU/JPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Mahito SHIBA, et al.

Serial No.: 10/668,602

Group Art Unit: 2855

Filing Date: September 24, 2003

Examiner: Noori, Max H.

For: STEERING STATE DETECTING APPARATUS

03/14/2005 HDEMESS1 00000037 10668602

02 FC:1464

130.00 OP

Honorable Commissioner of Patents

Alexandria, Virginia 22313-1450

BOX CAC

PETITION TO WITHDRAW APPLICATION FROM ISSUE
UNDER 37 C.F.R. § 1.313(c)(2)

Sir:

Subsequent to the Notice of Allowance of this Application issued on November 22, 2004, and the issue, publication, and advance copy fees of \$1,715.00 filed on February 17, 2005, Applicants hereby **PETITION TO WITHDRAW FROM ISSUE** this Application prior to the issue date.

Pursuant to MPEP § 1308, Applicants respectfully file a Petition to Withdraw from Issue Under 37 C.F.R. § 1.313(c)(2) to have this Application withdrawn from issue after payment of the issue fee and seek continuing prosecution through the filing of the attached Request for Continued Examination under 37 C.F.R. § 1.114.

Applicants, in good faith and for sufficient reasons, contend that withdrawal is necessary as Applicants have determined, post Notice of Allowance, that pursuant to the duty to disclose information material to patentability through issuance, an Information Disclosure Statement certifies three (3) references, which stem from a European Office Action of February 1, 2005, should be filed in the above Application.

Serial No.: 10/668,602
Docket No.: K06-162601M/TBS
NGB.303

2

In addition to this Petition and the attached Request for Continued Examination, Applicants have enclosed a Petition Fee of \$130.00, pursuant to 37 C.F.R. § 1.17(h), and a Request for Continued Examination Fee of \$790.00, pursuant to 37 C.F.R. § 1.17(e).

Should the Office of Petitions find the Petition to be other than in condition for approval, the Office of Petitions is requested to contact the undersigned at the local telephone number listed below to discuss any other changes deemed necessary in a telephonic or personal interview.

The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Attorney's Deposit Account No. 50-0481.

Respectfully submitted,

Date: 3/11/05

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